IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.126 OF 2006

IN

SUMMARY SUIT NO.513 OF 2006

A.K.Associates ...Plaintiff.

vs.

1. M/s.Ryben Pharmaceuticals (Regd) & Others. ...Defendants.

Mr.A.M.Mody, for Plaintiff.

Ms.Tanvi Dalal i/b. M/s.Yusufs & Associates, for Defendants.

CORAM: D.K.DESHMUKH,J.

DATED: 25th July, 2006.

P.C.:-

1. The plaintiff has filed the suit for recovery of loan which was advanced by the plaintiff to the defendant on 4th February,2003. The suit of the plaintiff is based on two dis-honoured cheques issued by the defendants in favour the plaintiff for repayment of the loan. The defendants are admittedly served with the summons for judgment. The defendants have not applied for leave to defend as required by the

provisions of Order 37 of the Civil Procedure Code. In the absence of any application for leave to defend, in terms of the provisions of Order 37 of C.P.C. the plaintiff is entitled to a decree.

2. Heard the learned Counsel appearing for plaintiff. Perused the record. The summons for judgment is granted. The suit is decreed in terms of prayer clause of the suit. Refund of Court fees as per rules.